UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW HAMPSHIRE

United States of America

v.

Case No. 08-mc-83-JD

William Stewart
d/b/a Stewart Brothers Paving

ORDER

I herewith approve the Report and Recommendation of Magistrate Judge Muirhead dated January 6, 2009, no objection having been filed. It is ordered that the taxpayer obey the summons in full and that he appear on February 17, 2009 at 9:00 a.m. at 1000 Elm Street, Suite 900, Manchester, New Hampshire, before Denice Anderson, to give testimony and produce all books and records in his possession or control required and called for by the terms of the summons of June 18, 2008.

It is further ordered that the government be awarded its costs.

SO ORDERED.

February 3, 2009

/s/ Joseph A. DiClerico, Jr. Joseph A. DiClerico, Jr. United States District Judge

cc: T. David Plourde, AUSA William Stewart